

Panaji, 18th May, 1978 (Vaisaka 28, 1900)

SERIES I No. 7

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Public Health Department

ORDER

PHD/32/75/FPP/4183

Whereas the Government of India have requested the State Government and Union Territories to constitute a fund for payment of ex-gratia financial assistance in the case of fatality/complications resulting from the tubectomy/vasectomy operations and I. U. D. Insertions and frame rules for the purpose.

And Whereas concurrence of the Finance Department has been obtained vide their u.o. No. Fin(Bud)/1327/78 dated 22-3-1978.

Now, Therefore, the Government of Goa, Daman and Diu is pleased to constitute a fund viz "fund for ex-gratia assistance in the cases of fatality/complications resulting from tubectomy/vasectomy operations and I. U. D. insertions and to make "The Goa, Daman and Diu Ex-gratia Financial Assistance (in cases of fatality/complications resulting from tubectomy/vasectomy operations and I. U. D. insertions) Rules, 1978" for the Administration of the said fund as under: —

Rules for Administration of Fund for payment of Ex-gratia Financial Assistance in the cases of fatality/complications resulting from tubectomy/vasectomy operations and I. U. D. insertions

1. *Short title, extent and commencement.* — (i) These rules may be called the "Goa, Daman and Diu Ex-gratia financial assistance cases of fatality/complications resulting from tubectomy/vasectomy operations and I. U. D. insertions) Rules, 1978.

2. They shall come into force at once and shall be applicable to the cases of complications fatality occurring in the Union territory of Goa, Daman and Diu as a result of Tubectomy/vasectomy operations or I. U. D. insertions.

2. *Definitions.* — In the rules, unless the context otherwise requires: —

(a) Case of complications means: —

(i) the case of person who had to incur certain expenditure on purchase of medicines prescribed by the Medical Officers of the Health Services,

Primary Health Centres or any other Medical Officer of the Government and not on the advice of the private medical practitioner for treatment of complications suffered by him after sterilisation operation or I. U. D. insertion;

(ii) the case of the person who could not attend to his/her duties for more than six days due to complication and thus has suffered loss of wages or who was required to be on leave without pay.

(b) Case of "fatality" means the patient who expires after and in consequence of a vasectomy/tubectomy operation or I. U. D. insertion;

(c) "Chairman" means the chairman of the Managing Committee.

(d) "Committee" means the Managing committee appointed in accordance with these rules for regulating the Administration of the fund;

(e) "Family" means the family as defined in the Central Civil Service (pension) Rules, 1972.

(f) "Fund" means the fund constituted to provide ex-gratia financial assistance in cases of fatality or complications resulting from vasectomy/Tubectomy operations and I. U. D. insertions;

(g) "Government" means Government of Goa, Daman and Diu;

(h) "Secretary" means the Secretary of the Managing Committee.

3. *Constitution of Managing Committee.* — The Managing Committee shall consists of the following: —

- (1) The Director of Health Services — Chairman.
- (2) The Under Secretary (Health) — Member.
- (3) The Chief Family Planning Officer — Member.
- (4) The Administrative Officer of the Directorate of Health Services — Secretary.

4. *Powers and duties of the Committee.* — (i) The Managing Committee shall meet as and when required but not less than once in 3 months to examine all cases where compensation is to be paid and to give approval to the cases in accordance with these rules, read with the guidelines annexed to Government of India, Ministry of Health and Family Welfare letter No. 23011/26/76-Ply dated 2-9-76.

(ii) The Managing Committee shall decide cases for payment of compensation up to Rs. 500/- in case

of complication and up to Rs. 5000/- in case of fatality.

(iii) The Government may, on the recommendation of the Managing Committee, sanction higher compensation having regard to the circumstances of each case.

5. (i) The Fund established under these rules shall comprise of amounts credited to it at the rate of Rs. 0.50 per case of sterilisation/IUD Insertions, Vasectomy, Tubectomy operations and be set apart for this purpose from the lump-sum grant given by the Government in each case of sterilisation/IUD Insertion.

(ii) The fund for payment of ex-gratia assistance to cases of complication and fatality will be non-lapsable and separate from ordinary budget provision for a particular year.

(iii) All the amounts pertaining to the fund shall be kept in Personal Deposit Account to be opened in favour of the Secretary of the Managing Committee with a suitable amount drawn as initial deposits from "843 Civil Deposits". Such advances shall be drawn as and when required which may be recouped when the P.D.A. is having sufficient balance.

(iv) The Secretary shall withdraw such amount as may be required for the payment of compensation in every case of complication or fatality from P.D.A. balance of the Fund.

(v) The amount to be set apart as in (i) above and any other receipt relating to the fund shall be credited to a suitable detailed Head under major Head "081 Family Planning — and the expenditure relating to the fund, shall be made under suitable detailed Head of major Head "281 Family Planning" on provision being made for payment of compensation.

(vi) The Accounts of the Fund shall be maintained by the Secretary of the Managing Committee and they will be subject to audit by the A. G. Central Bombay".

6. *Persons eligible for compensation.* — Compensation from the fund shall be given to the persons mentioned hereunder: —

(a) All persons who have to incur certain expenditure on purchase of medicines other than tonics etc. prescribed by the Medical Officer of the Health Services, Primary Health Centres or any medical officer in Government service for treatment of complication.

(b) All persons who could not attend his/her duties for more than 6 days due to complication which is duly certified by Medical Officer and thus had to suffer the loss of wages. The compensation shall be available up to the maximum of Rs. 5/- per day and for the number of days which are in excess of the first 6 days.

(c) In case of fatality, to the surviving spouse or if no spouse is living to the natural heir/heirs e.g. his/her children in equal parts.

7. *Non payment from this Fund for any other expenditure.* — (i) The compensation from this fund shall not be given for any expenditure incurred on

the payment of consultation fee to the doctors or payment to the hospitals for services rendered.

(ii) No amount from this fund shall be given to the hospitals or family Welfare Planning Centres for the purchase of medicines, for the treatment of a cases of complications.

Provided that the hospitals or family Welfare Planning Centres, as the case may be, are entitled for the expenses incurred on the purchase of medicines or other items like transfusion which are not available with them and the expenditure incurred in that behalf shall be regularised with retrospective effect.

8. *Procedure for payment.* — (i) When a case is determined under rule 6; the Managing Committee shall issue an order for the payment of compensation to the party concerned. Copies of the orders shall be endorsed to the Secretary to the Government (Public Health Department) Director of Accounts, Panaji, Finance Department and Directorate of Health Services. The Secretary of the Committee shall then make the payment by draft in favour of the party concerned and shall obtain a stamped receipt from the party concerned, for record.

(ii) The compensation under these rules shall be paid invariably within a period of two months after the sanction of the case. The payment shall be made out of the imprest/advance from compensation money available with the Chief Family Planning Officer which shall be recouped, from time to time, from the non-lapsable ex-gratia funds mentioned.

9. In case of any doubt or dispute, the matter shall be referred to the Government and their decision in the matter shall be final.

By order and in the name of the Administrator of Goa, Daman and Diu.

G. M. Sardessai, Under Secretary (Health).

Panaji, 9th May, 1978.

Industries and Labour Department

Notification

1/1/78-LAB/PG

The following Abstract of the Payment of Gratuity Act, 1972 and the Rules made thereunder is hereby published for the information of the concerned factory, shop or establishments, in which ten or more employees are employed or were employed on any day of the preceding twelve months.

Abstract of the Payment of Gratuity Act, 1972 and the Rules made thereunder

1. **To whom the Payment of Gratuity Act, 1972, applies.** — 1. The Payment of Gratuity Act, 1972, (Central Act 39 of 1972) applies to every factory, shop or establishment or such other establishments or class of establishments, in which ten or more employees are employed or were employed on any day of the preceding twelve months.

2. Definitions. — (1) 'Act' means the Payment of Gratuity Act, 1972 (Act No. 39 of 1972).

(2) 'Completed year of service' means continuous service for one year, wherein 'continuous' service stands for uninterrupted service and includes service which is interrupted by sickness, accident, leave, lay-off, strikes or a lock-out or cessation of work not due to any fault of the employee concerned; while in the case of an employee who is not in uninterrupted service for one year, he shall be deemed to be in continuous service if he has been actually employed by an employer during 12 months immediately preceding the year for not less than (i) 190 days, if employed below the ground in a mine, or (ii) 240 days, in all other types of establishments except when he is employed in a seasonal establishment. In the case of seasonal establishment, the employee is deemed to be in continuous service if he has worked for not less than 75 percent of the number of days on which the establishment was in operation during the year.

(3) 'controlling authority' means an authority appointed by the Government under section 3 of the Act.

(4) 'Employee' means any person (other than an apprentice) employed on wages not exceeding Rs. 1000/- p.m. to do any skilled or unskilled, manual, supervisory, technical or clerical work but does not include any such person who is employed in a managerial or administrative capacity or who holds a civil post under the Central Government or a State Government.

(5) 'Family' in relation to an employee shall be deemed to consist of —

(i) In the case of a male employee, himself, his wife, his children, whether married or unmarried, his dependent parents and the widow and children of his predeceased son, if any;

(ii) In the case of a female employee, herself, her husband, her children, whether married or unmarried her dependent parents and the dependent parents of her husband and the widow and children of her predeceased son, if any.

(6) 'Government' means the Government of Goa, Daman and Diu.

(7) 'Retirement' means termination of the service of an employee otherwise than on superannuation;

(8) 'Superannuation' in relation to an employee means the attainment of such age as is fixed in the contract or conditions of service on the attainment of which the employee shall vacate the employment;

(9) 'Wages' means all emoluments which are earned by the employee while on duty or on leave in accordance with the terms and conditions of his employment and which are paid or are payable to him in cash and includes dearness allowance but does not include any bonus, commission, house rent allowance, overtime wages and any other allowance.

3. Display of Notice. — The employer is required to display a notice at or near the main entrance of the establishment in bold letters in English and in a language understood by the majority of the employees, specifying the name of the officer with designation authorised by the employer to receive on his behalf notices under the Act and/or the Rules.

4. Nomination. — (1) A nomination form is required to be submitted to the employer, in duplicate, by personal service by the employee after taking proper receipt or by sending through registered post acknowledgement due.

(2) Within 30 days of the receipt of a nomination form the employer is required to verify the service particulars of the employee mentioned in the nomination form with reference to the records of the establishment and after obtaining a receipt thereof, return the duplicate form duly attested, to the employee.

(3) If an employee had no family at the time of making nomination, he/she is required within 90 days of acquiring a family, to submit a fresh nomination.

5. Payment of Gratuity. — (1) Gratuity shall be payable to an employee, on the termination of his employment, or on his superannuation or retirement or resignation or death or disablement due to accident or disease, after he has rendered continuous service, for not less than 5 years.

(2) For every completed year of service or part thereof in excess of 6 months, gratuity shall be paid to the employee by the employer at the rate of 15 days wages based on the rate of wages last drawn by the employee concerned.

(3) In the case of employees employed in a seasonal establishment, gratuity shall be paid by the employer at the rate of 7 days wages for each season.

(4) The amount of gratuity payable to an employee shall not exceed 20 months wages.

(5) Gratuity of an employee whose services have been terminated for any act, wilful omission or negligence causing any damage or loss to, or destruction of property of the employer shall be forfeited to the extent of the damage or loss so caused.

(6) Gratuity payable to an employee shall be wholly forfeited if his services have been terminated for his riotous or disorderly conduct or any other act which constitutes an offence involving moral turpitude. Provided that such offence is committed by him in the course of his employment.

6. Application for Gratuity. — (1) An employee or his nominee who is eligible for payment of gratuity under the Act is required to apply to the employer ordinarily within 30 days from the date the gratuity becomes payable to him;

(2) A legal heir who is eligible for payment of gratuity shall apply to the employer ordinarily within one year from the date the gratuity becomes payable to him;

(3) An application for payment of gratuity after the expiry of the specified period, shall also be entertained by the employer if the applicant adduces sufficient cause for the delay in preferring his claim and no claim for gratuity under the Act shall be invalid merely because the claimant failed to present his application within the specified period;

(4) An application for the payment of gratuity is required to be presented to the employer either by personal service or by registered post acknowledgement due.

7. Notice for Payment. — (1) Within 15 days of the receipt of an application for payment of gratuity, the employer, if the claim is found admissible, is required to issue a notice specifying the amount of gratuity payable and fixing a date for payment which shall not be later than the 30th day after the date of receipt of the application; and if the claim is not found admissible, a notice to that effect is required to be sent to the applicant employee, nominee or legal heir, as the case may be, specifying the reasons why the claim for gratuity is not considered admissible.

In either case, a copy of the notice is required to be endorsed to the Controlling Authority.

8. Mode of Payment of Gratuity. — (1) The gratuity payable under the Act shall be paid in cash or if the payee so desires, in Demand Draft or bank cheque. It can also be paid by postal money order when the amount is less than Rs. 1000/- after deducting the postal money order commission thereof in case the eligible employee, nominee or the legal heir, as the case may be, so desires.

9. Application to the Controlling Authority. — (1) If an employer refuses to accept a nomination or to entertain an application for payment of gratuity or issues a notice either specifying an amount of gratuity which is considered by the applicant less than what is payable or rejecting eligibility to payment of gratuity or having received an application fails to issue any notice as required within the specified period the claimant employee, nominee or legal heir as the case may be may within 90 days of such occurrence apply to the Controlling Authority for issuing a direction under sub-section (4) of Section 7 of the Act with as many extra copies as are the opposite parties.

10. Appeal. — Any person aggrieved by an order from the Controlling Authority under Rule 11(4) of the Goa, Daman and Diu Payment of Gratuity Rules, 1973, may within 60 days from the date of receipt of the order submit a memorandum of appeal to the Appellate Authority with a copy thereof to the opposite party and the Controlling Authority.

11. Recovery of gratuity. — If the amount of gratuity payable under this Act is not paid by the employer within the prescribed time to the concerned person the Controlling Authority shall on an application made to it in this behalf by the aggrieved person, issue a certificate for that amount to the Collector, who shall recover the same together with compound interest thereunder at the rate of 9 per cent per annum from the date of expiry of the prescribed time, as arrears of land revenue.

12. Penalties. — (1) Whoever, for the purpose of avoiding any payment to be made by himself under the Act or of enabling any other person to avoid such payment knowingly makes or causes to be made any false statement/representation, shall be punishable with imprisonment for a term which may extend to six months, or with fine which may extend to Rs. 1000/- or with both.

(2) An employer who contravenes or makes default in complying with any of the provisions of this Act or any rule or order made thereunder shall be punishable with imprisonment for a term which may extend to one year or with fine which may

extend to Rs. 1000/-, or with both, provided that where the offence relates to non-payment of any gratuity payable under this Act, the employer shall be punishable with imprisonment for a term which shall not be less than 3 months unless the Court trying the offence for reasons to be recorded in writing, is of opinion that a lesser term of imprisonment of the imposition of a fine would meet the ends of justice.

By order and in the name of the Administrator of Goa, Daman and Diu.

G. M. Sardesai, Under Secretary, Industries and Labour.

Panaji, 29th April, 1978.

Law Department (Legal Advice)

Notification

LD/Bill/5/11/77/78

The following Acts which were passed by the Legislative Assembly and assented to by the Administrator of Goa, Daman and Diu on 29-4-1978 are hereby published for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 9th May, 1978.

The Goa, Daman and Diu Buildings (Lease, Rent and Eviction) Control (Amendment) Act, 1978

[Act No. 7 of 1978] [29th April, 1978]

AN

ACT

further to amend the Goa, Daman and Diu Buildings (Lease, Rent and Eviction) Control Act, 1968.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-ninth Year of the Republic of India as follows: —

1. Short title and commencement. — (1) This Act may be called the Goa, Daman and Diu Buildings (Lease, Rent and Eviction) Control (Amendment) Act, 1978.

(2) It shall come into force at once.

2. Amendment of section 2. — In the Goa, Daman and Diu Buildings (Lease, Rent and Eviction) Control Act, 1968, 2 of 1969. in section 2, in clause (p), after the word "includes," the expression "in the event of his death the surviving spouse, or any son, or unmarried daughter or father or mother who had been living with him as a member of his family upto the date of his death and" shall be inserted.

Secretariat,

Panaji,

9th May, 1978.

K. C. D. GANGWANI

Secretary to the Government of Goa,
Daman and Diu Law Department
(Legal Advice).

The Goa, Daman and Diu Land Revenue Code
(Amendment) Act, 1978

(Act No. 9 of 1978) [29th April, 1978]

AN
ACT

to amend the Goa, Daman and Diu Land Revenue Code, 1968

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-ninth Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa, Daman and Diu Land Revenue Code (Amendment) Act, 1978.

(2) It shall come into force at once.

2. *Amendment of section 192.*— In section 192 of the Goa, Daman and Diu Land Revenue Code, 1968 (9 of 1969) after the words "The Government" and before the expression "or any revenue officer above the rank of a Mamlatdar", the expression "or such officer as the Government may specify in this behalf" shall be inserted.

Secretariat,
Panaji,
9th May, 1978.

K. C. D. GANGWANI
Secretary to the Government of Goa,
Daman and Diu Law Department
(Legal Advice).

Notification

LD/2308/78

The following Notification received from the Government of India, Ministry of Civil Supplies and Cooperation New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).
Panaji, 2nd May, 1978.

GOVERNMENT OF INDIA
MINISTRY OF CIVIL SUPPLIES AND COOPERATION

New Delhi, the 4th February, 1978

Order

S. O. 64(E):— In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955

(10 of 1955), the Central Government hereby makes the following Order to amend the Pulses, Edible Oilseeds and Edible Oils (Storage Control) Order, 1977, namely:—

1. (1) This Order may be called the Pulses, Edible Oilseeds and Edible Oils (Storage Control) Amendment Order, 1978.

(2) It shall come into force at once.

2. In clause 2 of the Pulses, Edible Oilseeds and Edible Oils (Storage Control) Order, 1977 (hereinafter referred to as the said Order), for sub-clause (j), the following sub-clause shall be substituted, namely:—

(j) "producer" means a person carrying on the business of milling any of the pulses or expelling, extracting or manufacturing any edible oil,

(i) by buying pulses or edible oilseeds for being processed by himself and selling the finished products to a wholesaler or through a commission agent; or

(ii) by doing any of the processes of milling, expelling, extracting or manufacturing on behalf of another;

3. In sub-clause (1) of clause 4 of the said Order, for the second, third and fourth provisos, the following provisos shall be substituted, namely:—

"Provided further that where a dealer is also carrying on business as a producer or commission agent, he shall be entitled to retain the stock limits specified in this sub-clause for each such business if such business and accounts thereof are kept separate and distinct from one another;

Provided also that no producer specified in column (1) of the Table below shall store or have in his possession at any time unmilled pulses, edible oilseeds or mustard seeds, as the case may be, in excess of the quantity specified in the corresponding entry in column (2) of the said Table; and he shall not hold the finished stock in excess of the quantity specified in the corresponding entry in column (3) of the said Table:

TABLE

Producer	Quantity of unmilled pulses, edible oilseeds or mustard seeds	Quantity of finished stock, namely, milled pulses, oil or mustard oil
(1)	(2)	(3)
	Producer who is carrying on business on the commencement of this Order	Producer who has commenced production after the commencement of this Order
	Producer who is carrying on business on the commencement of this Order	Producer who has commenced production after the commencement of this Order
1. Producer of pulses.	One-twelfth of the maximum quantity of pulses used by him in any of the three years ending on the 31st day of October, 1977.	For a period of one year from the date of commencement of his production, one-twelfth of the quantity of pulses that would be required for producing a quantity equal to his annual installed capacity.
		One-twenty-fourth of his maximum production in any of the three years ending on the 31st day of October, 1977.
		For a period of one year from the date of commencement of his production, one twenty fourth of the quantity equal to his annual installed capacity.

(1)	(2)	(3)
2. Producer of edible oils, other than mustard oil.	One-eighth of the maximum quantity of edible oilseeds used by him in any of the three years ending on the 31st day of October, 1977.	For a period of one year from the date of commencement of his production, one-eighth of the quantity of edible oilseeds that would be required for producing the quantity equal to his annual installed capacity.
3. Producer of mustard oil.	One-twelfth of the maximum quantity of mustard seeds used by him in any of the three years ending on the 31st day of October, 1977.	For a period of one year from the date of commencement of his production, one-twelfth of the quantity of mustard seeds that would be required for producing the quantity of mustard oil equal to his annual installed capacity.
		One-twelfth of his maximum production in any of the three years ending on the 31st day of October, 1977.
		For a period of one year from the date of commencement of his production, one-twelfth of a quantity equal to his annual installed capacity.
		One-twenty-fourth of his maximum production in any of the three years ending on the 31st day of October, 1977.
		For a period of one year from the date of commencement of his production, one-twenty-fourth of a quantity equal to his installed capacity.

Provided also that where any quantity of pulses, edible oils or edible oilseeds is in transit, then for the purposes of this sub-clause, such quantity shall be deemed to have been included in the stocks of the dealer in whom the property in such quantity is retained during such transit in accordance with the terms of any contract or agreement in pursuance of which the quantity is put in such transit".

4. After clause 7 of the said Order, the following clause shall be inserted, namely:—

"7A. Power to exempt. — The State Government may, if it considers it necessary for avoiding any hardship or for any other just and sufficient reason, by notification in the Official Gazette, exempt

any producer, dealer or commission agent from the operation of all or any of the provisions of this Order, either generally or for any specified period, subject to such conditions as may be specified in the notification:

Provided that no notification under this clause shall be issued except with the previous approval of the Central Government."

Sd/-

T. BALAKRISHNAN

Joint Secretary to the Government of India.

[F. No. 26(16)/77-ECR]

Notification

LD/2319/78

The following Notification received from the Government of India, Ministry of Law, Justice and Company Affairs, New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 2nd May, 1978.

apply to a Government company in respect of which the entire paid up capital is held by, —

- (a) the Central Government and its nominees, or
- (b) a State Government and its nominees.

Provided that such company shall obtain the approval of the Central Government or the State Government, as the case may be, before making any loan or giving any guarantee or providing any security under the said section 370.

[File No. 15/33/74-IGC]

Sd/-

B. B. BARURI

Under Secretary to the Government of India.

GOVERNMENT OF INDIA
MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
Department of Company Affairs

New Delhi, the 20th February, 1978

Notification

G. S. R. 309: In exercise of the powers conferred by sub-section (1) of section 620 of the Companies Act, 1956 (1 of 1956), the Central Government hereby directs that section 370 of the said Act shall not

Notification

LD/2425/78

The following Notification received from the Government of India, Ministry of Labour New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 6th May, 1978.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR

(SHRAM MANTRALAYA)

Dated New Delhi-110001 the 20th Feb. 1978.

Notification

G. S. R. — In exercise of the powers conferred by section 6C read with sub-section (1) of section 7 of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (19 of 1952), the Central Government hereby makes the following scheme further to amend the Employees Deposit-linked Insurance scheme, 1976, namely: —

1. (1) This Scheme may be called the Employees Deposit-linked Insurance (Amendment) Scheme, 1978.

(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Employees Deposit-linked Insurance Scheme, 1976 —

(i) in sub-paragraph (2) of paragraph 10, the words "to his employees" shall be omitted,

(ii) Sub-paragraph (3) of paragraph 10 shall be omitted,

(iii) in sub-paragraph (1) and — sub-paragraph (2) of paragraph 22, and sub-paragraph (2) of paragraph 23, after the word "Fund", wherever it occurs, words "or a provident fund exempted under section 17 of the Act, as the case may be," shall be inserted.

(iv) in the proviso to sub-paragraph (i) of paragraph 22, the words "at any time" shall be omitted;

(v) for the explanation under sub-paragraph (1) of paragraph 22, the following explanations shall be inserted, namely:

"Explanation 1 — For the purpose of determining the average balance in the Fund or in the provident fund exempted under section 17 of the Act, as the case may be, in relation to any employees, the sum total of contributions by the employee and the employer, due for and upto the relevant period, whether paid or unpaid in the Fund or in the provident fund exempted under section 17 of the Act, as the case may be, together with interest thereon, shall be included.

Explanation 2 — The period of three years for calculation of benefits under this Scheme shall be computed backwards from the month preceding the month in which death of the member occurs",

(vi) in sub-paragraph (1) of paragraph 23, after the words and figures "under the Employees' Provident Funds Scheme, 1952", the words "for under the provident fund exempted under sec-

tion 17 of the Act, as the case may be" shall be inserted.

(No. S. 70011/1/76-PF.II)

Sd/-

(S. S. SAHASRANAMAN)

Deputy Secretary

Notification

LD/1323/78

The following Notification received from the Government of India, Ministry of Civil Supplies and Cooperation New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 6th May, 1978.

MINISTRY OF CIVIL SUPPLIES AND COOPERATION

Notification

New Delhi, the 26th September, 1977

G. S. R. 620(E). — In exercise of the powers conferred by sub-section (3) of section 1 of the Standards of Weights and Measures Act, 1976, (60 of 1976), the Central Government hereby appoints the 26th day of September, 1977, as the day on which the following provisions of the said Act shall come into force, namely: —

- (i) Sections 1, 2, and 3;
- (ii) sections 28 and 29;
- (iii) clause (b) of section 31;
- (iv) section 39;
- (v) sub-section (2) of section 48;
- (vi) section 54;
- (vii) section 63;
- (viii) section 67;
- (ix) section 69, 70, 71, 72, 73 and 74;
- (x) section 78; and
- (xi) section 83.

No. F. WM-9(36)/77

Notification

LD/2433/78

The following Notification received from the Government of India, Ministry of Labour New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 6th May, 1978.

GOVERNMENT OF INDIA
(BHARAT SARKAR)

MINISTRY OF LABOUR
(SHRAM MANTRALAYA)

Dated, New Delhi, the 7th April, 1978.

Notification

S. O. — Whereas the Central Government is of opinion that the minimum rates of wages should be fixed under the Minimum Wages Act, 1948 (11 of 1948) in respect of employment in wolfram Mines;

Now, therefore, in exercise of the powers conferred by section 27 of the said Act, the Central

Government hereby given notice of its intention to add the said employment to Part I of the Schedule to the said Act.

Any suggestions or objections which may be received from any person in respect of the said addition on or before the expiry of a period of four months from the date of publication of this notification in the Official Gazette, will be considered by the Central Government.

Sd/-

(T. K. RAMACHANDRAN)

Deputy Secretary

[S. 32025(38)/76-WC(MW)]